

DEPARTMENT OF BENEFIT PAYMENTS

4 P Street, Sacramento, CA 95814



May 29, 1975

ALL-COUNTY LETTER NO. 75-105

TO: ALL COUNTY WELFARE DIRECTORS

SUBJECT: EDD PARTICIPATION IN THE FAIR HEARING PROCESS

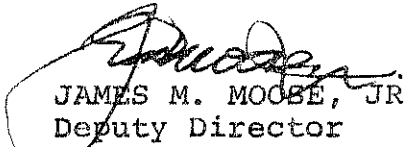
REFERENCE: MPP Section 30-154.23

The purpose of this letter is to reiterate instructions in All-County Letter No. 75-24, dated January 30, 1975, concerning the above subject. A review of fair hearing requests since February 15, 1975 indicates that most counties are failing to place the EDD field office number in the space under "Case Name," pursuant to these instructions.

MPP Section 30-154.23 requires that this Department advise EDD of the time and place of a fair hearing when the principal issue involves a determination by EDD as to whether an AFDC recipient refused, without good cause, to accept employment, training, or CWEP participation, or to seek work. The purpose of the instructions was to insure EDD's participation in the fair hearing process so that substantive evidence relative to its determination can be presented. Evidence presented directly by EDD is more reliable than evidence presented by the county, which is largely hearsay. Accordingly, it is given greater weight by referees.

Full cooperation by counties in complying with these instructions will result in sounder decisions. If you have questions, please contact Lonnie M. Carlson, of the staff of the Chief Referee, at 916/445-1752 or ATSS 485-1752.

Sincerely,



JAMES M. MOORE, JR.
Deputy Director

cc: CWDA

OBSOLETE

Superseded by

ACL #77-15

Issued 3-17-77